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1 Jonathan M. Cohen (SBN 168207) Dylan B. Carp (SBN 196846) KIRKPATRICK & LOCKHART NICHOLSON GRAHAM LLP 4 Embarcadero Center, 10<sup>th</sup> Floor 2 3 San Francisco, CA 94111 Telephone: (415) 249-1000 4 Facsimile: (415) 249-1001 5 Joseph L. Luciana (Admitted pro hac vice) Ronald J. Chleboski, Jr. (Admitted pro hac vice) 6 KIRKPATRICK & LOCKHART NICHOLSON GRAHAM LLP Henry W. Oliver Building 7 535 Smithfield Street Pittsburgh, PA 15222 8 (412) 355-6500 9 Attorneys for COLUMBIA ENERGY, L.L.C. 10 UNITED STATES DISTRICT COURT 11 NORTHERN DISTRICT OF CALIFORNIA 12 COLUMBIA ENERGY, L.L.C., Case No. CV 04-04436 JW 13 STIPULATION TO CONTINUE HEARING Plaintiff, DATE 14 [Civ. L.R. 7-7(a)] VS. 15 SARGENT & LUNDY, L.L.C. and SECURITY INSURANCE COMPANY OF HARTFORD, 16 Defendants. 17 18 19 20 21 22 23 24 25 26 27 SF-103418 V1 0223225-0909 28 - 1 -STIPULATION TO CONTINUE HEARING DATE

Defendant Security Insurance Company of Hartford ("Security") and Plaintiff Columbia 1 Energy, L.L.C., stipulate that Security's motion for partial summary judgment, currently set for 2 December 19, 2005, shall be continued to January 9, 2006, no opposition having been filed and the 3 opposition not having come due. The deadline for Columbia to file and serve its opposition shall be 4 December 12, 2005. The Reply Brief for Security shall be filed and served by December 23, 2005. 5 KIRKPATRICK & LOCKHART NICHOLSON 6 7 Dated: November 28, 2005 By: Jonathan M. 8 Dylan B. Carp Attorneys for Plaintiff 9 COLUMBIA ENERGY, L.L.C. 10 11 SEVERSON & WERSON 12 Dated: November 28, 2005 By: David A. Ericksen 13 Peter C. Lyon Attorneys for Defendant 14 SECURITY INSURANCE COMPANY OF HARTFORD 15 16 17 18 19 20 21 22 23 24 25 26 27 28 - 2 -STIPULATION TO CONTINUE HEARING DATE